IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8260 OF 2005

Mrs.Vijaya Laxmi Kanwar .. Applicant
Versus
State of Maharashtra .. Respondent

Mr.A.H.H.Ponda for applicant
Mrs.S.D.Shinde, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 21st December 2005.

P.C.

. This application is by a 75 year old lady who is mother in law of complainant Geeta who has charged her husband, son of applicant as well as father in law (husband of applicant) for offences under section 498A, 406 of I.P.C.

2. After having perused the application and in the light of the submissions of Mr.Ponda, in

my view, this is a fit case where custodial interrogation of 75 year old lady who has other ailments is not necessary.

3. In the light of the above following order:-

i) In the event of the arrest of the applicant in connection with C.R.No.172 of 2005 registered with Colaba Police Station, the applicant shall be enlarged on bail in the sum of Rs.25,000/- with one local surety in the like amont.

ii) Bail is granted subject to the condition that applicant shall not directly make any inducement, threat or promise to any person acquainted with the facts of accusation against him so as to dissuade him from disclosing such facts to the Court or to the police

officer/investigating agency. Applicant shall not tamper with the prosecution evidence.

iii) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

iv) This order will enure to the benefit of the applicant only till charge sheet is filed. Thereafter he will be free to apply to the appropriate court for appropriate relief.

v) Application disposed of

vi) Parties to act on an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)